

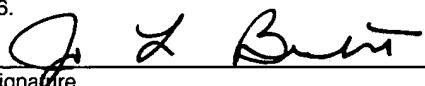
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## TRANSMITTAL

In re Application of: David E. Francischelli, et al  
For: ABLATION SYSTEM AND METHOD OF USE  
Serial No.: 0/657,987  
Filed: 09-09-2003



**CERTIFICATE OF MAILING UNDER 37 CFR 1.8:** I hereby certify that this TRANSMITTAL and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to the Box MS Petition, Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16th day of November, 2006.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**MS Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

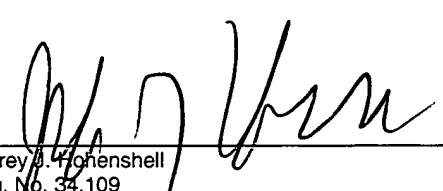
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal  
☒ Petition to Revive Abandoned Application Under 37 C.F.R. § 1.137(b); including copy of the Response to Notice of Abandonment mailed March 27, 2006; copy of the date stamped postcard submitted with the Response to Notice of Abandonment filed on March 27, 2006; copy of the Amendment in response to the Office Action dated August 11, 2005 and accompanying Request for Extension of Time mailed February 9, 2006; and copy of the date stamped postcard submitted with the Amendment in response to Office Action filed on February 9, 2006.  
☒ Return Postcard  
☒ Please charge the petition fee of \$1,500.00 as set out in 37 C.F.R. § 1.17(m) to Deposit Account No. 13-2546.  
☐ Applicant hereby petitions for a \_\_\_\_\_ months' extension of time. If an additional extension of time is required, please consider this petition therefor.  
☐ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.  
☒ Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Missing Parts Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

Date

November 16, 2006

  
\_\_\_\_\_  
Jeffrey B. Honenshell  
Reg. No. 34,109  
Medtronic, Inc.  
7611 Northland Drive  
Minneapolis, MN 55428  
Telephone: (763) 391-9661  
Customer No. 27581



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Francischelli, *et al.*

Examiner: Vrettakos, Peter J.

Serial No.: 10/657,987

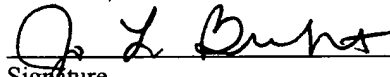
Group Art Unit: 3739

Filing Date: September 9, 2003

Docket No.: P-10081.03

Title: ABLATION SYSTEM AND METHOD OF USE

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on this 16th day of November, 2006.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**REQUEST TO REMOVE THE "ABANDONED" STATUS OF THIS APPLICATION OR**  
**IN THE ALTERNATIVE**  
**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED**  
**UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Attention: Office of Petitions  
**MS Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A notice of abandonment for the above-identified case was mailed 2/27/06. Applicants respectfully submit that the notice of abandonment was clearly in error. A response to the notice was mailed on March 27, 2006. To date, applicants have not received a response from the PTO. A check of the public PAIR system reveals that the status remains "Abandoned".

Applicants respectfully submit this is clearly in error. However, solely in an effort to expedite prosecution, applicants are willing to petition the PTO for an unintentional abandonment of the application. Applicants respectfully submit that the "status" of

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01 FC:1453 1500.00 DA

Serial No. 10/657,987

Dkt.: P-10081.03

Filing Date: September 9, 2003

Title: ABLATION SYSTEM AND METHOD OF USE

abandonment is clearly in error and should be withdrawn without the need to file a petition for unintentional abandonment, however, in the alternative, applicants hereby petition for revival of this application.

**The entire delay in filing the required reply from the due date for the required reply until the filing of this Petition under 37 C.F.R. § 1.137(b) was unintentional.**

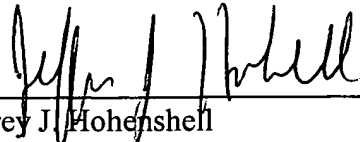
This Petition is accompanied by the following items:

1. A copy of the Response to Notice of Abandonment filed on March 27, 2006;
2. A copy of the date stamped postcard submitted with the Response to Notice of Abandonment filed on March 27, 2006;
3. A copy of the Amendment in response to the Office Action dated August 11, 2005 and accompanying Request for Extension of Time mailed February 9, 2006; and
4. A copy of the date stamped postcard submitted with the Amendment in response to the Office Action mailed February 9, 2006.

If required, please charge the fee of \$1,500.00 due under 37 C.F.R. § 1.17(m), and any additional required fees, or credit any overpayment to Deposit Account No. 13-2546.

Respectfully submitted,  
David E. Francischelli, *et al.*

Date: November 16, 2006

By   
Jeffrey J. Hohenshell  
Reg. No. 34,109  
Sr. Patent Attorney  
MEDTRONIC, INC.  
710 Medtronic Parkway  
Minneapolis, MN 55432  
Tel. 763.391.9661  
Fax. 763.391.9668  
Customer No. 27581



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Francischelli et al.

Examiner: Vrettakos, Peter J

Serial No.: 10/657,987

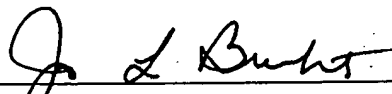
Group Art Unit: 3739

Filing Date: 09/09/2003

Docket No.: P-10081.03

Title: ABLATION SYSTEM AND METHOD OF USE

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this ~~27~~ day of March, 2006.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**RESPONSE TO NOTICE OF ABANDONMENT**

Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

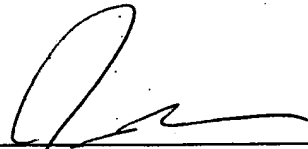
This communication is sent in response to the Notice of Abandonment communication mailed February 27, 2006. The Notice of Abandonment stated that the Applicant failed to file a timely reply to the Office Action mailed August 11, 2005. The Applicant would like to respectively point out that the Notice of Abandonment appears to have been mailed in error. A timely reply including a request for a three month extension of time was mailed February 9, 2006. The timely filed reply has been posted on Public PAIR as being received on February 13, 2006. As a result, the Notice of Abandonment appears to be in error and should be withdrawn.

Please charge any required fees, which may be due in connection with this communication to Deposit account No. 13-2546.

If the Examiner comes to believe that a telephone conversation may be useful in addressing any remaining open issues in this case, the Examiner is urged to contact the undersigned agent at 763-391-9867.

Date 3/27/06

By



James R. Keogh  
Reg. No. 44,824  
MEDTRONIC, INC.  
MS LC340  
710 Medtronic Parkway  
Minneapolis, MN 55432  
Tel. 763.391.9867  
Fax. 763.391.9668  
Customer No. 27581

JJH

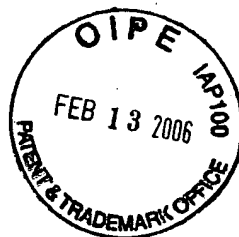


The "RECEIVED" stamp of the United States Patent and Trademark Office imprinted hereon acknowledges receipt of:

- ☒ Amendment and Supplemental IDS Transmittal
- ☒ Amendment
- ☒ Petition for a Three-Month Extension of Time
- ☒ Supplemental Information Disclosure Statement (IDS)
- ☒ PTO FORM 1449
- ☒ Return Postcard

DOCKET: P-10081.03  
S/N: 10/657,987

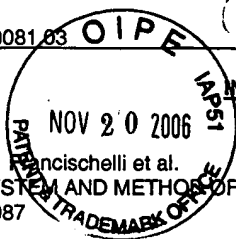
MAILED: February 9, 2006  
JRK/jlb



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Reviewed by Corp Dktg MAG  
FEB 23 2006

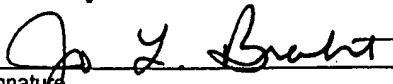
CORPORATE PATENT DEPARTMENT  
FEB 21 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
AMENDMENT AND SUPPLEMENTAL IDS TRANSMITTAL

In re Application of: Francischelli et al.  
For: ABLATION SYSTEM AND METHOD OF USE  
Serial No.: 10/657,987  
Filed: 09/09/2003

CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this **Amendment and Supplemental IDS Transmittal** and the paper(s), as described herein are being deposited with the United States Postal Service, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 9th day of February, 2006.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

We are transmitting herewith the attached:

- ☒ Amendment and Supplemental IDS Transmittal
- ☒ Amendment
- ☒ Petition for a Three-Month Extension of Time
- ☒ Supplemental Information Disclosure Statement (IDS)
- ☒ PTO FORM 1449
- ☒ Return Postcard
  
- ☒ Please charge Deposit Account No. 13-2546 in the amount of \$1,020.00 for a three-month extension of time and \$180.00 for IDS for a **TOTAL of \$1,200.00.**
  
- ☒ Please charge any fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

Date

2/9/06

  
\_\_\_\_\_  
James R. Keogh, Reg. No. 44,824  
Telephone: (763) 391-9867  
Customer No.: 27581

The "RECEIVED" stamp of the United States Patent and Trademark Office imprinted hereon acknowledges receipt of:

☒ Response Transmittal  
☒ Response to Notice

- ☒ Response Transmittal  
☒ Response to Notice of Abandonment  
☒ Return Postcard

DOCKET: P-10081.03  
S/N: 10/657,987

MAILED: March 27, 2006  
JRK/jlb



Year	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100
1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	

CORPORATE PATENT DEPARTMENT

APR 08 2006

Reviewed by Corp Dktg MAG  
04 2006

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